



**PATENT**  
Attorney Docket No. **MSU-07769**

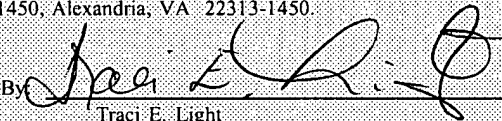
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Christoph Benning *et al.*  
Serial No.: 10/620,914  
Filed: 07/16/03  
Entitled: **Compositions And Methods For The Production Of Betaine Lipids**

Group No.:  
Examiner:

**Declaration**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

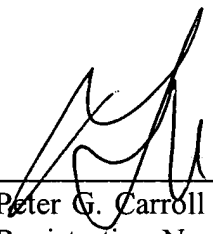
<p align="center"><b>CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)</b></p> <p>I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p>Dated: <u>January 13, 2004</u></p> <p>By:  Traci E. Light</p>
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Sir or Madam:

Enclosed please find an updated declaration relating to the above referenced patent application.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: January 13, 2004

  
Peter G. Carroll  
Registration No. 32,837

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617.984.0616



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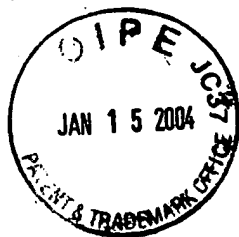
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## DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Compositions And Methods For The Production Of Betaine Lipids**, the specification of which was filed on 07/16/03 as Application Serial No. 10/620,914. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

10/118,495  
60/283,812

04/08/02  
04/13/01

Pending  
Abandoned

*Application Serial No.*

*Filing Date*

*Patented, Pending or Abandoned*

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: **Christoph Benning**

Inventor's Signature: 

Date: 12/30/03

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Full Name of Second Joint Inventor: **Wayne Riekhof**

Inventor's Signature: 

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